

2013 MAR 25 PM 2:52

DEPUTY CLERK *AOA*

ORIGINAL  
PARAGON INVESTORS, LLC  
**PLAINTIFF:**

V.

SHANNON PHILLIPS AND ALL OCCUPANTS  
**DEFENDANTS:**

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Case No. **3-13-CV-1242-G**

**NOTICE OF REMOVAL**

**TO THE CLERK OF THE ABOVE-ENTITLED COURT:**

PLEASE TAKE NOTICE that defendant SHANNON PHILLIPS & ALL OCCUPANTS hereby removes to this Court the state court action described below.

On March 26, 2013, an action was commenced in the Justice Court Precinct 1, Place 1, Dallas County, Texas, entitled PARAGON INVESTORS, LLC vs. SHANNON PHILLIPS AND ALL OCCUPANTS, Defendant, Case number JE13-01694H

- I. Defendant was served with summons on March 18, 2013.
- II. Pursuant to N.D. Tex. Local R. 81.1 this notice of removal is accompanied by an index of documents filed in state court (Exhibit A).
- III. This action is a civil action of which this Court has original jurisdiction under 28 U.S.C. §1332, and is one which may be removed to this Court has jurisdiction over the state court action pursuant to 28 U.S.C. § 1331 in that it is a civil action between citizens of different states and the matter in controversy exceeds the sum of \$75,000, exclusive of interest and costs because:

(a) The Amount in Controversy Exceeds the Federal Minimum Jurisdiction Requirements

- i. The subject real property has a current fair market value of \$ 117,690.00 according to the Dallas County Appraisal District.
- ii. The amount in controversy is the value of the object of the litigation. See *Leininger v. Leininger*, 05 F.2d 727,729(5<sup>th</sup> Cir. 1983).

(b) There is Complete Diversity between Defendants and the Plaintiffs

- i. Defendant SHANNON PHILLIPS et al were, at the time of the filing of this action, have been at all times since, and still are individual resident citizens of the State of Texas.
- ii. Plaintiff PARAGON INVESTORS, LLC , was, at the time of the filing of this action, has been at all times since, and still is a national association with main office in Cleveland, Ohio. A national bank is a citizen of the state in which its main office, as set forth in its articles of association, is located. See *Wachovia Bank, N.A. v. Schmidt*, 126 S.Ct. 941 (2006). Accordingly PARAGON INVESTORS, LLC, is a Citizen of Cleveland, Ohio.
- iii. 28 U.S.C § 1332(a) provides that “the district courts shall have original jurisdiction of all civil actions where the matter in controversy exceeds the sum or value of \$75,000, exclusive of interest and costs, and is between-
  - a. Citizens of different states; ...”
- iv. 28 U.S.C § 1332(a) (1) For purposes of diversity, an individual is a citizen of the state of their domicile, which is the place of their true, fixed, and permanent home and principal establishment, to which they have the intention of returning home whenever they are absent there from. *See Stine v. Moore*, 213 F.2d 446, 448 (5<sup>th</sup> Cir. 1954).

v. As the Defendant, SHANNON PHILLIPS is a citizen of the State of Texas and the Plaintiff, PARAGON INVESTORS, LLC, is a citizens of Washington, DC. but not Texas, complete diversity of citizenship exists between Plaintiff and Defendants.

(c) Pursuant the 28 U.S.C. § 1332(a), this court has original jurisdiction over this matter as the amount in controversy meets the federal jurisdiction minimum and there is a complete diversity of citizenship between the Plaintiff and Defendants.

WHEREFORE, defendants SHANNON PHILLIPS pray that this action be removed to the United States District Court For The Northern District of Texas Dallas Division.

Dated: March 22, 2013

Respectfully Submitted,

SHANNON PHILLIPS  
2230 COLGATE CT  
LANCASTER, TX 75134  
TEL: 214-663-1399

By   
SHANNON PHILLIPS

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the above and foregoing instrument is being served upon the Attorney, PARAGON INVESTORS, LLC , for the Plaintiff via Certified mail, return receipt requested, in accordance with the Federal Rules of Civil Procedure, on this 22nd day of March, 2013 as follows:

PARAGON INVESTORS, LLC  
P O BOX 270765  
FLOWER MOUND, TX 75027  
816-490-0969

Shannon Phillips  
SHANNON PHILLIPS  
2230 Colgate CT  
Lancaster TX 75134

THE STATE OF TEXAS

TO THE DEFENDANT: PHILLIPS, SHANNON AND ALL OCCUPANTS

GREETING: YOU ARE HEREBY COMMANDED TO BE AND APPEAR BEFORE ME, A JUSTICE OF THE PEACE IN AND FOR PRECINCT NO. 1 DALLAS COUNTY, TEXAS, IN THE CITY OF DALLAS AT 10:00 A.M., ON THE 26TH DAY OF MARCH A.D., 2013, THEN AND THERE TO ANSWER TO THE COMPLAINT OF THE PLAINTIFF.

FILED ON MARCH 14, 2013 EVICTION CITATION NO. JE13-01694H. THE NATURE OF THE PLAINTIFF'S DEMAND BEING SUIT UPON POSSESSION OF PREMISES KNOWN AS HOUSE NO. 2230 STREET COLOGATE CT IN SAID PRECINCT, FOR BACK RENT IN THE SUM OF \$ 0.00 FOR RENT ACCRUING, FOR COST, AND REASONABLE ATTORNEY'S FEES \$ , IF ANY.

IF YOU DESIRE TRIAL BY JURY IT MUST BE REQUESTED AND JURY FEE PAID ON OR BEFORE FIVE DAYS UPON RECEIPT OF THIS CITATION.

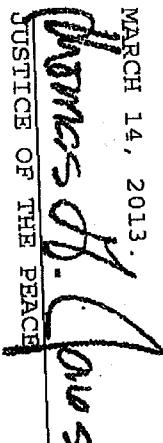
TO THE DEFENDANT: FAILURE TO APPEAR FOR TRIAL MAY RESULT IN A DEFAULT JUDGMENT BEING ENTERED AGAINST YOU. IF A JUDGMENT FOR POSSESSION IS ENTERED THE PLAINTIFF WILL HAVE THE RIGHT TO HAVE YOUR POSSESSIONS REMOVED FROM THIS PROPERTY BY ORDER OF THE COURT

SUIT TO EVICT: THIS SUIT TO EVICT INVOLVES IMMEDIATE DEADLINES. A TENANT WHO IS SERVING ON ACTIVE MILITARY DUTY MAY HAVE SPECIAL RIGHTS OR RELIEF RELATED TO THIS SUIT UNDER FEDERAL LAW, INCLUDING THE SERVICEMEMBERS CIVIL RELIEF ACT (50 U.S.C. APP. SECTION 501 ET SEQ.), OR STATE LAW, INCLUDING SECTION 92.017, TEXAS PROPERTY CODE. CALL THE STATE BAR OF TEXAS TOLL-FREE AT 1-877-9TEXBAR IF YOU NEED HELP LOCATING AN ATTORNEY. IF YOU CANNOT AFFORD TO HIRE AN ATTORNEY, YOU MAY BE ELIGIBLE FOR FREE OR LOW-COST LEGAL ASSISTANCE.

DEMANDA DE DESALOJO: ESTA DEMANDA DE DESALOJO IMPlica UNA FECHA LIMITE INMEDIATA: UN INQUILINO QUE ESTA ACTIVO EN EL SERVICIO MILITAR PUEDE TENER DERECHOS O ALIVIO ESPECIALES RELACION ADO CON ESTA DEMANDA BAJO LA LEY FEDERAL, INCLUIDO SERVICIO MEMBERS CIVIL RELIEF ACT (50 U.S.C. APP. SECTION 501 ET SEQ.), O LEY ESTATAL SECTION 92.017, TEXAS PROPERTY CODE. PARA ASISTENCIA EN LOCALIZAR ABOGADO COMUNIQUESE A LA ASOCIACION DE ABOGADOS DE TEXAS AL NUMERO GRATUITO 1-877-9TEXBAR EN CASO DE NO PODER PAGAR UN ABOGADO. TAL VEZ CALIFIQUE PARA ASISTENCIA LEGAL GRATUITA O BAJO-COSTO.

A COPY OF PLAINTIFF'S PETITION IS ATTACHED HERETO AND MADE A PART HEREOF AS THOUGH WRITTEN IN.

GIVEN UNDER MY HAND OFFICIALLY, THIS MARCH 14, 2013.



JUSTICE OF THE PEACE

ADDR: 2230 COLOGATE CT  
RENT: \$ .00  
DOCKET NO. JE13-01694H

PARAGON INVEST, LLC  
P O BOX 270765  
FLOWER MOUND, TX 75027  
(816) 490 0969

PHILLIPS, SHANNON & OCC.  
2230 COLOGATE CT  
LANCASTER, TX 75134

PLAINTIFF  
VS.  
EVICTION CITATION  
IN THE JUSTICE COURT

CITATION ISSUED TO:  
CONSTI CLEO R STEELE

Attached by Rule 742A

APPEARANCE DATE THIS CASE  
MARCH 26, 2013 10:00 A.M.

THOMAS G. JONES  
JUSTICE OF THE PEACE  
PRECINCT 1, PLACE 1  
DALLAS COUNTY  
7201 SOUTH POLK ST. STE. 112  
DALLAS, TEXAS 75232  
(972) 228-0280

Case No. JE

1301694

Court Date: \_\_\_\_\_ @10:00am

Paragon Investors LLC  
 Plaintiff(s)/Landlord(s) (Actual Landlord)

In the Justice Court

Precinct 1, Place 1

County of Dallas

State of Texas

Shannon Phillips and all occupants  
 List all Defendant(s)/Tenant(s) for which eviction is sought

MARCH 14 AM 8:00

JUDGE RICHARD G. JONES

3/26/13

## COMPLAINT for EVICTION

(For all addresses, you **MUST** include number, street, apartment number, city, state, & zip code.)

Plaintiff, being duly sworn on oath, files this written complaint against the above named Defendant(s) to evict Defendant(s) from Plaintiff's premises, which is located in Justice of the Peace Precinct 1 of Dallas County and which is described as:

2230 Colgate Ct.  
Lancaster, TX 75134

Phone: 817-490-0969 FAX:

Plaintiff requests service of citation by personal service at the previously described premises or by alternate service, if necessary.

Any work or other known addresses for the Defendant(s) known to Plaintiff are as follows:

Phone: \_\_\_\_\_ FAX: \_\_\_\_\_

Plaintiff and Defendant(s) have established a **landlord tenant** relationship by: (check one)  a written lease or agreement,  an oral agreement,  occupancy after foreclosure sale,  occupancy after contract for deed default,  (other) \_\_\_\_\_

Grounds for eviction are: (check)  non-payment of rent,  holding over,  non-rent default by (describe default)  
- OCCUPANCY after foreclosure

Written notice to vacate for the grounds stated above was delivered to Defendant(s) at the above described premises on the 24 day of January, 2013, (check)  in person to the tenant(s),  in person to an occupant at least sixteen years of age,  by mail,  by affixing to the inside of the main entry door.

(other) Certified and First Class

Thereafter Defendant(s) failed to surrender possession of the above described premises by the date specified in the notice to vacate thereby committing a forcible detainer.

Plaintiff requests judgment for Plaintiff(s) against Defendant(s) for possession of the above described premises, for writ of possession, plus \$ 0 rent due through today, plus accruing rent at the daily rate of \$ 6 per day until the date of judgment, plus reasonable attorney fees in the amount of \$ 0, plus all costs of court, plus post-judgment interest at the highest legal rate.

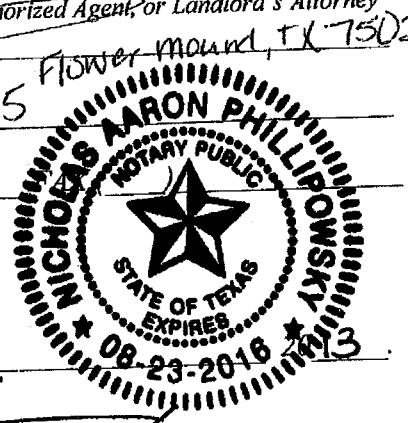
Defendant/Tenant Information:

DL# \_\_\_\_\_  
 D.O.B. / /  
 SEX \_\_\_\_\_  
 RACE \_\_\_\_\_

*John J. Jones*  
 Landlord, Landlord's authorized Agent, or Landlord's Attorney  
 (if Attorney) Bar Card Number \_\_\_\_\_

Address PO Box 270765 Flower Mound, TX 75027

Phone (817)490-0969



Monthly Rent:

Tenant \_\_\_\_\_

Govt. Subsidy \_\_\_\_\_

SWORN to and SUSCRIBED before me this 13 day of MARCH

(Notary or Clerk of Court)

(Seal)

Cause Number: JE13-01694H

IN THE JUSTICE COURT

PRECINCT 1 PLACE 1

(NOTE: List All Tenants Who Are Named  
In Plaintiff's Sworn Complaint)

PLAINTIFF: Paragon Invest LLC

vs

DEFENDANT(S):

Phillips, Shannon & Occ

COURT DATE: March 26, 2013 @ 10:00 a.m.

ORDER AUTHORIZING ALTERNATIVE SERVICE UNDER RULE 742a

THIS COURT FINDS THAT DEPUTY T. JACKSON, BADGE # 44, HAVING THE ABOVE CITATION FOR SERVICE OF PROCESS, HAVE EXECUTED AND FILED SWORN STATEMENTS PURSUANT TO THE REQUIREMENTS OF RULE 742a REGARDING ALTERNATIVE SERVICE. THIS COURT FURTHER FINDS THAT THE DEPUTIES WERE UNSUCCESSFUL IN SERVING CITATION UNDER RULE 742a AND THAT ALL REQUIREMENTS FOR AUTHORIZING ALTERNATIVE SERVICE UNDER RULE 742a GAVE BEEN MET. ACCORDINGLY, SUCH DEPUTY IS AUTHORIZED TO SERVE SUCH CITATION ON THE FOLLOWING DEFENDANTS:

Phillips, Shannon & Occ

ACCORDING TO THE FOLLOWING PROCEDURES:

- (A) THE DEPUTY SHALL PLACE THE CITATION INSIDE THE PREMISES IN QUESTION BY PLACING IT THROUGH THE DOOR MAIL CHUTE OR BY SLIPPING IT UNDER THE FRONT DOOR; AND IF NEITHER METHOD IS POSSIBLE OR PRACTICAL, THE DEPUTY SHALL SECURELY AFFIX THE CITATION TO THE FRONT DOOR OF THE MAIN ENTRY TO THE PREMISES;
- (B) ON THE SAME DAY, AS SERVE UNDER (A) (ABOVE) OR THE NEXT DAY, THE DEPUTY SHALL DEPOSIT IN THE MAIL A TRUE COPY OF SUCH CITATION WITH A COPY OF THE SWORN COMPLAINT ATTACHED THERETO, ADDRESSED TO DEFENDANT AT THE PREMISES IN QUESTION AND SENT BY FIRST CLASS MAIL;
- (C) THE DEPUTY SHALL NOTE ON THE RETURN OF SUCH CITATION THE DATE OF DELIVERY UNDER (A) (ABOVE) THE DATE OF MAILING UNDER (B) ABOVE - AND;
- (D) SUCH DELIVERY AND MAILING TO THE PREMISES SHALL OCCUR AT LEAST SIX [6] DAYS BEFORE THE RETURN DAY OF THE CITATION, OR ON OR BEFORE THE DAY ASSIGNED FOR TRIAL. THE DEPUTY SHALL RETURN THE CITATION WITH THEIR ACTION WRITTEN THEREON, TO THIS COURT.

ENTERED AND SIGNED THIS 1 DAY OF MAR 18 2013 20 13.

Thomas J. Jones

JUSTICE OF THE PEACE - PRECINCT 1 PLACE 1

## JUSTICE &amp; CLERKS FEED DOCKET PAGE-01

\*\*\*\*\*  
 \* JUSTICE & CLERKS FEED DOCKET \*  
 \* JUSTICE OF THE PEACE \*  
 \* PRECINCT 1 PLACE 1 \*  
 \*\*\*\*\*

CASE NUMBER JE-130134H

PLAINTIFF:  
 PARAGON INVEST, LLC  
 P O BOX 270765  
 FLOWER MOUND, TX 75027

DATE FILED 02 25 13 APPEARANCE DATE 03 08 13  
 DATE CITATION ISSUED 02 26 13 AGENCY CONST1 CLEO R STEELE  
 CITATION RETURNED 03 04 13 DATE EXECUTED 02 28 13  
 ALIAS CITATION ISSUED AGENCY  
 ALIAS RETURNED ALIAS EXECUTED  
 RENT .00 ATTY FEES .00 POSSESSION BOND FILLED  
 ON THIS DAY CAME TO BE HEARD THE ABOVE ENTITLED AND NUMBERED  
 CAUSE. THE DEFENDANT HAVING BEEN DULY SERVED WITH PROCESS DID  
 NOT ANSWER TO DENY PLAINTIFF'S CLAIM. THE COURT HAVING EXAMINED  
 THE LAW AND EVIDENCE FINDS FOR THE PLAINTIFF.

IT IS THEREFORE ORDERED AND DECREED THAT SAID PLAINTIFF HAVE AND  
 RECOVER FROM DEFENDANT THE PREMISES DESCRIBED, RENT OWING IN THE  
 SUM OF .00, ATTORNEY FEES .00, INTEREST ON SAID  
 JUDGMENT FROM THIS DATE AT 5.00% PER ANNUM, AND ALL COSTS OF  
 COURT FOR WHICH LET RESTITUTION AND EXECUTION ISSUE.

SIGNED AND ENTERED THIS DAY 03 08 13

*Thomas J. Jones*  
 TENANT

GOVT. SUBSIDY \_\_\_\_\_

JUSTICE OF THE PEACE

DATE APPEAL FILED	TRANSCRIPT DATE
DATE WRIT ISSUED	DATE WRIT RETURNED
AGENCY	HOW RETURNED
EXECUTION ISSUED	EXECUTION RETURNED
AGENCY	HOW RETURNED
ABSTRACT ISSUED	742A APPROVED DATE
	02 28 13

COMMENTS:  
 030713 DEF FILED NOTICE OF REMOVAL PER LB DEF STILL NEEDS TO APPEAR FOR CT DATE // CMH 03/08/13  
 JUDGMENT BY DEFAULT // DEF NO SHOW // RDP

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

## PARAGON INVEST, LLC

**PLAINTIFF:**

V.

SHANNON PHILLIPS AND ALL  
OCCUPANTS

**DEFENDANTS:**

Case No: \_\_\_\_\_

**INDEX OF MATERIALS ATTACHED TO NOTICE OF REMOVAL.**

<u>No.</u>	<u>Date Filed or Entered</u>	<u>Document</u>
A.	03/18/2013	Index of materials Attached to Notice of Removal
B.	03/18/2013	ORIGINAL PETITION

## ORIGINAL

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THIS FORM.)

<b>I. (a) PLAINTIFFS</b> PARAGON INVESTORS, LLC		<b>DEFENDANTS</b> SHANNON PHILLIPS and All Occupants <b>3-13CV1242-G</b>																																																													
<b>(b) County of Residence of First Listed Plaintiff</b> <u>Cleveland, Ohio</u> <small>(EXCEPT IN U.S. PLAINTIFF CASES)</small>		County of Residence of First Listed Defendant <u>Dallas, Texas</u> <small>(IN U.S. PLAINTIFF CASES ONLY)</small>																																																													
<b>(c) Attorney's (Firm Name, Address, and Telephone Number)</b> PARAGON INVESTORS, LLC P O BOX 270765 FLOWER MOUND, TX 75027 <u>816-490-0969</u>		Attorneys (If Known)																																																													
<b>II. BASIS OF JURISDICTION</b> (Place an "X" in One Box Only)																																																															
<input type="checkbox"/> 1 U.S. Government Plaintiff		<input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)																																																													
<input type="checkbox"/> 2 U.S. Government Defendant		<input checked="" type="checkbox"/> 4 Diversity <small>(Indicate Citizenship of Parties in Item III)</small>																																																													
<b>III. CITIZENSHIP OF PRINCIPAL PARTIES</b> (Place an "X" in One Box for Plaintiff <b>CLERK, U.S. DISTRICT COURT</b> <b>NORTHERN DISTRICT OF TEXAS DEF</b>																																																															
Citizen of This State		<b>PTF</b> <input type="checkbox"/> 1	<b>DEF</b> <input checked="" type="checkbox"/> 1																																																												
Citizen of Another State		<input type="checkbox"/> 2	<input type="checkbox"/> 2         Incorporated and Principal Place of Business In Another State																																																												
Citizen or Subject of a Foreign Country		<input type="checkbox"/> 3	<input type="checkbox"/> 3         Foreign Nation																																																												
<b>IV. NATURE OF SUIT</b> (Place an "X" in One Box Only)																																																															
<table border="1"> <thead> <tr> <th>CONTRACT</th> <th>TORTS</th> <th>FORFEITURE/PENALTY</th> <th>BANKRUPTCY</th> <th>OTHER STATUTES</th> </tr> </thead> <tbody> <tr> <td> <input type="checkbox"/> 110 Insurance  <input type="checkbox"/> 120 Marine  <input type="checkbox"/> 130 Miller Act  <input type="checkbox"/> 140 Negotiable Instrument  <input type="checkbox"/> 150 Recovery of Overpayment &amp; Enforcement of Judgment  <input type="checkbox"/> 151 Medicare Act  <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans)  <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits  <input type="checkbox"/> 160 Stockholders' Suits  <input type="checkbox"/> 190 Other Contract  <input type="checkbox"/> 195 Contract Product Liability  <input type="checkbox"/> 196 Franchise         </td> <td> <b>PERSONAL INJURY</b>  <input type="checkbox"/> 310 Airplane  <input type="checkbox"/> 315 Airplane Product Liability  <input type="checkbox"/> 320 Assault, Libel &amp; Slander  <input type="checkbox"/> 330 Federal Employers' Liability  <input type="checkbox"/> 340 Marine  <input type="checkbox"/> 345 Marine Product Liability  <input type="checkbox"/> 350 Motor Vehicle  <input type="checkbox"/> 355 Motor Vehicle Product Liability  <input type="checkbox"/> 360 Other Personal Injury         </td> <td> <b>PERSONAL INJURY</b>  <input type="checkbox"/> 362 Personal Injury - Med. Malpractice  <input type="checkbox"/> 365 Personal Injury - Product Liability  <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability         </td> <td> <input type="checkbox"/> 610 Agriculture  <input type="checkbox"/> 620 Other Food &amp; Drug  <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881  <input type="checkbox"/> 630 Liquor Laws  <input type="checkbox"/> 640 R.R. &amp; Truck  <input type="checkbox"/> 650 Airline Regs.  <input type="checkbox"/> 660 Occupational Safety/Health  <input type="checkbox"/> 690 Other         </td> <td> <input type="checkbox"/> 422 Appeal 28 USC 158  <input type="checkbox"/> 423 Withdrawal 28 USC 157         </td> </tr> <tr> <td> <b>REAL PROPERTY</b> </td> <td> <b>CIVIL RIGHTS</b> </td> <td> <b>PRISONER PETITIONS</b> </td> <td> <b>PROPERTY RIGHTS</b> </td> <td> <input type="checkbox"/> 400 State Reapportionment  <input type="checkbox"/> 410 Antitrust  <input type="checkbox"/> 430 Banks and Banking  <input type="checkbox"/> 450 Commerce  <input type="checkbox"/> 460 Deportation  <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations  <input type="checkbox"/> 480 Consumer Credit  <input type="checkbox"/> 490 Cable/Sat TV  <input type="checkbox"/> 510 Selective Service  <input type="checkbox"/> 850 Securities/Commodities/ Exchange  <input type="checkbox"/> 875 Customer Challenge 12 USC 3410  <input type="checkbox"/> 890 Other Statutory Actions  <input type="checkbox"/> 891 Agricultural Acts  <input type="checkbox"/> 892 Economic Stabilization Act  <input type="checkbox"/> 893 Environmental Matters  <input type="checkbox"/> 894 Energy Allocation Act  <input type="checkbox"/> 895 Freedom of Information Act  <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice  <input type="checkbox"/> 950 Constitutionality of State Statutes         </td> </tr> <tr> <td> <input type="checkbox"/> 210 Land Condemnation  <input type="checkbox"/> 220 Foreclosure  <input checked="" type="checkbox"/> 230 Rent Lease &amp; Ejectment  <input type="checkbox"/> 240 Torts to Land  <input type="checkbox"/> 245 Tort Product Liability  <input type="checkbox"/> 290 All Other Real Property         </td> <td> <input type="checkbox"/> 441 Voting  <input type="checkbox"/> 442 Employment  <input type="checkbox"/> 443 Housing/ Accommodations  <input type="checkbox"/> 444 Welfare  <input type="checkbox"/> 445 Amer. w/Disabilities - Employment  <input type="checkbox"/> 446 Amer. w/Disabilities - Other  <input type="checkbox"/> 440 Other Civil Rights         </td> <td> <input type="checkbox"/> 510 Motions to Vacate Sentence  <b>Habeas Corpus:</b>  <input type="checkbox"/> 530 General  <input type="checkbox"/> 535 Death Penalty  <input type="checkbox"/> 540 Mandamus &amp; Other  <input type="checkbox"/> 550 Civil Rights  <input type="checkbox"/> 555 Prison Condition         </td> <td> <b>LABOR</b>  <input type="checkbox"/> 710 Fair Labor Standards Act  <input type="checkbox"/> 720 Labor/Mgmt. Relations  <input type="checkbox"/> 730 Labor/Mgmt. Reporting &amp; Disclosure Act  <input type="checkbox"/> 740 Railway Labor Act  <input type="checkbox"/> 790 Other Labor Litigation  <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act         </td> <td> <b>SOCIAL SECURITY</b>  <input type="checkbox"/> 861 HIA (1395ff)  <input type="checkbox"/> 862 Black Lung (923)  <input type="checkbox"/> 863 DIWC/DIWW (405(g))  <input type="checkbox"/> 864 SSID Title XVI  <input type="checkbox"/> 865 RSI (405(g))         </td> </tr> <tr> <td> <input type="checkbox"/> 2 Remanded from State Court         </td> <td> <input type="checkbox"/> 3 Remanded from Appellate Court         </td> <td> <input type="checkbox"/> 4 Reinstated or Reopened         </td> <td> <input type="checkbox"/> 5 Transferred from another district (specify)         </td> <td> <b>FEDERAL TAX SUITS</b>  <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)  <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609         </td> </tr> <tr> <td colspan="2"> <b>V. ORIGIN</b> (Place an "X" in One Box Only)       </td> <td colspan="3">         Appeal to District Judge from Magistrate Judgment       </td> </tr> <tr> <td colspan="2"> <input type="checkbox"/> 1 Original Proceeding       </td> <td colspan="3"> <input checked="" type="checkbox"/> 2 Removed from State Court       </td> </tr> <tr> <td colspan="2"> <b>VI. CAUSE OF ACTION</b> </td> <td colspan="3">         Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  <b>28 U.S.C. §1332</b>          Brief description of cause:       </td> </tr> <tr> <td colspan="2"> <b>VII. REQUESTED IN COMPLAINT:</b> </td> <td> <input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION          UNDER F.R.C.P. 23       </td> <td> <b>DEMAND \$</b> </td> <td>         CHECK YES only if demanded in complaint:  <b>JURY DEMAND:</b> <input type="checkbox"/> Yes <input type="checkbox"/> No       </td> </tr> <tr> <td colspan="2"> <b>VIII. RELATED CASE(S) IF ANY</b> </td> <td colspan="3">         (See instructions): <u>JUDGE</u> <u>DOCKET NUMBER</u> </td> </tr> <tr> <td colspan="2">         DATE <u>3-22-13</u> </td> <td colspan="3">         SIGNATURE OF ATTORNEY OR RECOGNIZED  <u>Shannon Phillips</u> </td> </tr> <tr> <td colspan="5"> <b>FOR OFFICE USE ONLY</b> </td> </tr> </tbody> </table>				CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	<b>PERSONAL INJURY</b> <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157	<b>REAL PROPERTY</b>	<b>CIVIL RIGHTS</b>	<b>PRISONER PETITIONS</b>	<b>PROPERTY RIGHTS</b>	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 510 Selective Service <input type="checkbox"/> 850 Securities/Commodities/ Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input checked="" type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 510 Motions to Vacate Sentence <b>Habeas Corpus:</b> <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	<b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 2 Remanded from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from another district (specify)	<b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<b>V. ORIGIN</b> (Place an "X" in One Box Only)		Appeal to District Judge from Magistrate Judgment			<input type="checkbox"/> 1 Original Proceeding		<input checked="" type="checkbox"/> 2 Removed from State Court			<b>VI. CAUSE OF ACTION</b>		Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): <b>28 U.S.C. §1332</b> Brief description of cause:			<b>VII. REQUESTED IN COMPLAINT:</b>		<input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23	<b>DEMAND \$</b>	CHECK YES only if demanded in complaint: <b>JURY DEMAND:</b> <input type="checkbox"/> Yes <input type="checkbox"/> No	<b>VIII. RELATED CASE(S) IF ANY</b>		(See instructions): <u>JUDGE</u> <u>DOCKET NUMBER</u>			DATE <u>3-22-13</u>		SIGNATURE OF ATTORNEY OR RECOGNIZED <u>Shannon Phillips</u>			<b>FOR OFFICE USE ONLY</b>				
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**FOR OFFICE USE ONLY**

RECEIPT #

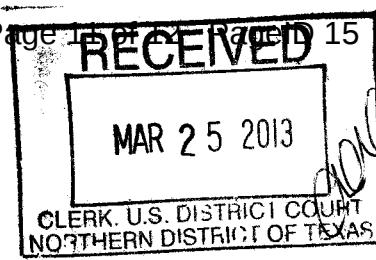
AMOUNT

## APPLYING IFP

## JUDGE

MAG. JUDGE

**United States District Court  
Northern District of Texas**



**Supplemental Civil Cover Sheet For Cases Removed  
From State Court**

**This form must be attached to the Civil Cover Sheet at the time the case is filed in the U.S. District Clerk's Office. Additional sheets may be used as necessary.**

**1. State Court Information:**

Please identify the court from which the case is being removed and specify the number assigned to the case in that court.

**Court**

Justice of The Peace  
Precinct 1,1, Dallas, County

**Case Number**

JE13-01694H

**2. Style of the Case:**

Please include all Plaintiff(s), Defendant(s), Intervenor(s), Counterclaimant(s), Crossclaimant(s) and Third Party Claimant(s) still remaining in the case and indicate their party type. Also, please list the attorney(s) of record for each party named and include their bar number, firm name, correct mailing address, and phone number (including area code.)

**Party and Party Type**

PARAGON INVESTORS, LLC  
Plaintiff:

**Attorney(s)**

PARAGON INVESTORS, LLC  
P O BOX 270765  
FLOWER MOUND, TX 75027  
816-490-0969

SHANNON PHILLIPS AND ALL OCCUPANTS  
DEFENDANTS:

Pro Se SHANNON PHILLIPS  
2230 COLGATE CT  
LANCASTER, TX 75134  
TEL: 214-663-1399

**3. Jury Demand:**

Was a Jury Demand made in State Court?       Yes       No

If "Yes," by which party and on what date?

\_\_\_\_\_  
Party

\_\_\_\_\_  
Date

**Supplemental Civil Cover Sheet**

**Page 2**

**4. Answer:**

Was an Answer made in State Court? • Yes • No

If "Yes," by which party and on what date?

---

Party

---

Date

**5. Unserved Parties:**

The following parties have not been served at the time this case was removed:

<u>Party</u>	<u>Reason(s) for No Service</u>
--------------	---------------------------------

None

**6. Nonsuited, Dismissed or Terminated Parties:**

Please indicate any changes from the style on the State Court papers and the reason for that change:

<u>Party</u>	<u>Reason</u>
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None

**7. Claims of the Parties:**

The filing party submits the following summary of the remaining claims of each party in this litigation:

<u>Party</u>	<u>Claim(s)</u>
--------------	-----------------

SHANNON PHILLIPS AND ALL OCCUPANTS

Possession of Property

PARAGON INVESTORS, LLC

Possession of Property